


Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereto says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	<i>Harold E. Halden</i> CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 A.M.	<i>Harold E. Halden</i>
4-28-80	Motion to dismiss is denied.	<i>Harold E. Halden</i>
5-1-80	State's Motion to Continue, by agreement of the parties, is granted.	<i>Harold E. Halden</i>
6-9-80	Continued to next term of Court.	
7-18-80	Case Continued - Defendant presently on trial in Marengo County, Linden, Al.	<i>Harold E. Halden</i>
5-18-81	State's Motion to Withdraw indictment is granted by separate paper filed.	
7-25-84	State's Motion to Reinstate Indictment is granted by separate order filed this date.	

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State of Alabama Unified Judicial System Form C-7 Rev. 2/79	<b>CASE ACTION SUMMARY          CONTINUATION</b>	Case Number <b>CC 80 80</b> ID YR Number
Style: <i>John W. Marshall</i>		Page Number <u>    </u> of <u>    </u> Pages
DATE	ACTIONS, JUDGMENTS, CASE NOTES	
7-26-84	<i>State's Motion for Discovery and Motion for Consolidation is Granted.</i>	
7-26-84	<i>Set for trial Dec. 3, 1984 at 9:00 AM Gerald E. Holden</i>	
8-1-84	<i>Motion for Psychiatric Exam. &amp; Motion for <del>Discovery</del> filed by Defendant.</i>	
8-8-84	<i>Motion for Psychiatric Exam. set for hearing Nov. 26, 1984 at 9:00 AM.</i>	
8-29-84	<i>Motion for or Correction of Illegal Charges filed by Defendant on all cases.</i>	
1-7-85	<i>Motion to Dismiss filed by Defendant.</i>	
5-13-85	<i>Motion to allow guilty plea, Explanation of Rights and Defendant's Statement of Satisfaction filed.</i>	
5-13-85	The defendant in open court with his attorney, Hon. <i>R. D. Butler</i> , and with leave of the Court, withdraws his plea(s) of not guilty to the charges in the Indictment and pleads guilty to the charges in count <u>1</u> of the Indictment, as shown by separate paper. <i>Burglary 2nd.</i> day filed.	
		

Date

ACTIONS, JUDGMENTS, CASE NOTES

5-13-85

Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self incrimination, the right to trial by jury, the right to confront one's accusers, and the consequences of the plea including the range of sentences; the nature of the charge and its elements; to constitute such offense. And based on such statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently, and further shown by separate paper this day filed.

5-13-85

Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The

Defendant answered NO Sir

5-13-85

It is the judgement of the Court that the defendant is guilty of the offense of

Burglary 2nd

as charged in count 1 of the indictment and the further judgment of the Court that the defendant's punishment shall be imprisonment in the penitentiary of the State of Alabama for 5 years and 0 days. Defendant being in open court and having nothing to say contrary to what has been imposed. It is therefore Considered, Ordered and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for 5 years and 0 days.

5-13-85

The sentence in this case shall run concurrent with the sentence in case CC-80-79 in Coosa County.

[illegible]



State of Alabama Supreme Court Dept. of Court Mgmt. Form SC-C-7 1-77	<b>CASE ACTION SUMMARY</b> <b>CONTINUATION</b>	Case Number <i>CC 80 81</i> ID VII Number
<i>John W. Mansfield</i>		Page Number
DATE	ACTIONS	
	<del>PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)</del> IN THE MATTER OF COUNSEL FOR DEFENDANT	
	(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)	
	The Defendant being present in open Court without Counsel, the undersigned Judge, before Arraigning said Defendant proceeds to ascertain, by examination of said Defendant, the answer(s) to the following question(s) in substance:	
4-11-80	1. Have you employed an Attorney at Law -or- have you made any arrangements to be represented, assisted and defended by Counsel in this case? ANSWER:	
4-11-80	2. Are you financially able to employ or hire an Attorney at Law to represent, and defend you in this case? ANSWER:	
4-11-80	3. Do you desire the Court to appoint a Lawyer to represent, and defend you in this case? ANSWER:	
	<i>Harold E. Milder</i> , Judge.	
	<u>APPOINTMENT OF COUNSEL</u>	
4-11-80	It appearing to the satisfaction of the Court that the Defendant in this case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and adjudged by the Court that <i>John R. D. Pitts</i> Attorney at Law, be and is hereby appointed as Counsel to represent, assist and defend said Defendant in this case.	
	<i>Harold E. Milder</i> , Judge.	
	<u>ARRAIGNMENT (Non-Capital Case)</u>	
	The Defendant being in open Court with Counsel and being duly Arraigned upon the Indictment said Defendant, upon hearing the charge(s) therein read and explained, for plea thereto says	
	Judge.	

State of Alabama Supreme Court Dept. of Court Mgmt.	<b>CASE ACTION SUMMARY CONTINUATION</b>		Case Number
Form SC-C-7, 1-77			CC 80 81
			ID YR Number
<i>John W. Minnifield</i>			Page Number
DATE	ACTIONS		
	<del>PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)</del> IN THE MATTER OF COUNSEL FOR DEFENDANT		
	(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)		
	The Defendant being present in open Court without Counsel, the undersigned Judge, before Arraigning said Defendant proceeds to ascertain, by examination of said Defendant, the answer(s) to the following question(s) in substance:		
4-11-80	1. Have you employed an Attorney at Law -or- have you made any arrangements to be represented, assisted and defended by Counsel in this case? ANSWER: _____		
4-11-80	2. Are you financially able to employ or hire an Attorney at Law to represent, and defend you in this case? ANSWER: _____		
4-11-80	3. Do you desire the Court to appoint a Lawyer to represent, and defend you in this case? ANSWER: _____		
	<i>Harold E. Melder</i> , Judge.		
	<u>APPOINTMENT OF COUNSEL</u>		
4-11-80	It appearing to the satisfaction of the Court that the Defendant in this case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and adjudged by the Court that <i>John R. D. Butts</i> Attorney at Law, be and is hereby appointed as Counsel to represent, assist and defend said Defendant in this case.		
	<i>Harold E. Melder</i> , Judge.		
	<u>ARRAIGNMENT (Non-Capital Case)</u>		
	The Defendant being in open Court with Counsel and being duly Arraigned upon the Indictment said Defendant, upon hearing the charge(s) therein read and explained, for plea thereto says _____		
	_____, Judge.		

Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereto says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	
		<i>Harold E. Menden</i>
		CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 A.M.	
		<i>Harold E. Menden</i>
4-28-80	Motion to dismiss is denied.	
		<i>Harold E. Menden</i>
5-1-80	State's Motion to Continue, by agreement of the parties is granted.	
		<i>Harold E. Menden</i>
6-9-80	Continued to next term of Court	
8-18-80	Case continued - Defendant presently on trial in Marengo County, Linden, Ok.	
		<i>Harold E. Menden</i>
5-18-80	State's Motion to withdraw indictment is granted by separate paper filed.	
7-25-84	State's Motion to Reinstate Indictment is granted by separate Order filed this date.	

State of Alabama Unified Judicial System	<b>CASE ACTION SUMMARY CONTINUATION</b>		Case Number
Form C-7 Rev. 2/79			CC 80 81 ID YR Number
Style:	<i>John W. Mansfield</i>		Page Number ____ of ____ Pages
DATE	ACTIONS, JUDGMENTS, CASE NOTES		
7-26-84	<i>State's motion for Discovery and motion for Consolidation is Granted.</i>		
7-26-84	<i>Set for trial Dec. 3, 1984 at 9:00 AM. Gerald B. Holden</i>		
8-1-84	<i>Motion for Psychiatric Exam. and Motion for <del>Discovery</del> <sup>Production</sup> filed by Defendant.</i>		
8-1-84	<i>Motion for Psychiatric Exam. set for hearing at 9:00 AM on Nov 26, 1984.</i>		
8-29-84	<i>Motion for correction of illegal charges filed by Defendant in all cases.</i>		
1-7-85	<i>Motion to Dismiss filed by Defendant.</i>		
5-13-85	<i>Motion to allow Guilty Plea, Explanation of rights and Defendant's Statement of satisfaction filed</i>		
5-13-85	<p>The defendant in open court with his attorney, Hon. <i>R. D. Pitter</i>, and with leave of the Court, withdraws his plea(s) of not guilty to the charges in the indictment and pleads guilty to the charges in count 1 of the Indictment, as shown by separate paper this day filed.</p>		
	<i>W. B. Baker</i>		
	<i>Burglar 2nd</i>		



Date

ACTIONS, JUDGMENTS, CASE NOTES

5-13-85

Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self incrimination; the right to trial by jury; the right to confront one's accusers, and the consequences of the plea including the range of sentences; the nature of the charge and the elements to constitute such offense. And based upon the statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently; and further shown by separate paper this day filed.

*W. B. Fisher*

5-13-85

Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The

Defendant answered no Sir

*W. B. Fisher*

5-13-85

It is the judgement of the Court that the defendant is guilty of the offense of

Burglary 2nd  
as charged in count 1 of the indictment and the further judgment of the Court that the defendant's punishment is 10 years imprisonment in the penitentiary of the State of Alabama for 5 years and 0 days and defendant being in good health and nothing why same should not be imposed. It is therefore Recommended and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for 5 years and 0 days.

5-13-85

The sentence in this case shall run concurrent with the sentence in case CC-79-80 in Coosa County,

*W. B. Fisher*

Additional Information And Remarks:

Court Record - White

State of Alabama Supreme Court Dept. of Court Mgmt. Form SC-C-7 1-77		CASE ACTION SUMMARY CONTINUATION		Case Number <u>CC 80 82</u> ID R Number
<i>John W. Mumfield</i>		Page Number		
DATE	ACTIONS			
	PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case) IN THE MATTER OF COUNSEL FOR DEFENDANT			
	(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)			
	The Defendant being present in open Court without Counsel, the undersigned			
	Judge, before Arraigning said Defendant proceeds to ascertain, by			
	examination of said Defendant, the answer(s) to the following question(s)			
	in substance:			
<u>4-11-80</u>	1. Have you employed an Attorney at Law or have you made any			
	arrangements to be represented, assisted and defended by Counsel			
	in this case? ANSWER: <u>no sir</u>			
<u>4-11-80</u>	2. Are you financially able to employ or hire an Attorney at Law			
	to represent, and defend you in this case? ANSWER: <u>no sir</u>			
<u>4-11-80</u>	3. Do you desire the Court to appoint a Lawyer to represent and			
	defend you in this case? ANSWER: <u>yes sir</u>			
	<i>Harold E. Mullen</i> , Judge.			
	APPOINTMENT OF COUNSEL			
<u>4-11-80</u>	It appearing to the satisfaction of the Court that the Defendant in this			
	case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and			
	adjudged by the Court that <i>Hon. R. D. Pitts</i>			
	Attorney at Law, be and is hereby appointed as Counsel to represent,			
	assist and defend said Defendant in this case.			
	<i>Harold E. Mullen</i> , Judge.			
	ARRAIGNMENT (Non-Capital Case)			
	The Defendant being in open Court with Counsel and being duly Arraigned			
	upon the Indictment said Defendant, upon hearing the charge(s) therein			
	read and explained, for plea thereto says			
	Judge			

Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-4-80	The Defendant being in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea therein says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	
		<i>Gerald S. Holden</i>
		CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 a.m.	
		<i>Gerald S. Holden</i>
4-28-80	Motion to dismiss is denied.	
		<i>Gerald S. Holden</i>
5-1-80	State's Motion to Continue, by agreement of the parties, is granted	
		<i>Gerald S. Holden</i>
5-9-80	Continued to next term of Court.	
8-18-80	Case Continued - Defendant presently on trial in Marengo County, Linden, Al.	
		<i>Gerald S. Holden</i>
5-18-81	State's motion to withdraw indictment is granted by separate paper filed.	
7-25-84	State's motion to Reinstate Indictment is granted by separate order filed this date.	



State of Alabama  
Unified Judicial SystemCASE ACTION SUMMARY  
CONTINUATION

Case Number

CC 80 82  
ID YR Number

Form C-7 Rev. 2/79

Style:

John W. Mansfield

Page Number \_\_\_\_ of \_\_\_\_ Pages

DATE

ACTIONS, JUDGMENTS, CASE NOTES

7-26-84 State's motion for Discovery and motion for Consolidation is granted.

7-26-84 Set for trial Dec. 3, 1984 at 9:00 AM  
Gerald S. Holden

8-1-84 Motion for Psychiatric Exam. & Motion for ~~Discovery~~ <sup>Production</sup> filed by Defendant.

8-8-84 Motion for Psychiatric Exam. + ~~Discovery~~ <sup>Production</sup> set for Nov 26, 1984 at 9:00 AM.

8-29-84 Motion for correction of illegal charges filed by Defendant on all cases.

1-7-85 Motion to Dismiss filed by Defendant.

5-13-85 Motion to allow guilty Plea, Explanation of rights and Defendant's statement of satisfaction filed.

5-13-85 The defendant in open court with his attorney, Hon. R. D. Pitts, and with leave of the Court, withdraws his plea(s) of not guilty to the charges in the indictment and pleads guilty to the charges in count 1 of the indictment, as shown by separate paper this day filed. Burglary 2nd

W. S. [Signature]

Date	ACTIONS, JUDGMENTS, CASE NOTES
5-13-85	<p>Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self incrimination; the right to trial by jury; the right to confront one's accusers, and the consequences of the plea including the range of sentences; the nature of the charge and what would constitute such offense. And based on the statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently; and further shown by separate paper this day filed.</p> <p style="text-align: right;"><i>W. B. Fisher</i></p>
5-13-85	<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The Defendant answered <u>No Sir</u></p> <p style="text-align: right;"><i>W. B. Fisher</i></p>
5-13-85	<p>It is the judgement of the Court that the defendant is guilty of the offense of <u>Burglary 2nd</u></p> <p>as charged in count <u>1</u> of the indictment and the further judgment of the Court that the defendant's punishment is fixed at imprisonment in the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days. Defendant being in custody of the Sheriff of Coosa County and having nothing to say to the Court and now being poised.</p> <p>It is therefore Commanded, Ordered and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days.</p> <p style="text-align: right;"><i>W. B. Fisher</i></p>
5-13-85	<p>The sentence in this case shall run concurrent with the sentence in case CC-80-79 in Coosa County.</p> <p style="text-align: right;"><i>W. B. Fisher</i></p>



State of Alabama Supreme Court Dept. of Court Mgmt. Form SC-C-7 1-77	CASE ACTION SUMMARY CONTINUATION		Case Number <u>cc 80 83</u> ID YH Number
<i>John W. Mannifield</i> DATE _____ ACTIONS _____ Page Number _____			
<del>PROCEEDINGS PRELIMINARY TO ARRAIGNMENT (Non-Capital Case)</del> IN THE MATTER OF COUNSEL FOR DEFENDANT			
(NOTE: NOT APPLICABLE IN CASES WHEREIN DEFENDANT HAS COUNSEL)			
The Defendant being present in open Court without Counsel, the undersigned Judge, before Arraigning said Defendant proceeds to ascertain, by examination of said Defendant, the answer(s) to the following question(s) in substance:			
4-11-80	1. Have you employed an Attorney at Law -or- have you made any arrangements to be represented, assisted and defended by Counsel in this case? ANSWER: <u>no Sir</u>		
4-11-80	2. Are you financially able to employ or hire an Attorney at Law to represent, and defend you in this case? ANSWER: <u>No Sir</u>		
4-11-80	3. Do you desire the Court to appoint a Lawyer to represent, and defend you in this case? ANSWER: <u>yes Sir</u>		
<i>Harold E. Nelder</i> , Judge.			
APPOINTMENT OF COUNSEL			
4-11-80	It appearing to the satisfaction of the Court that the Defendant in this case is INDIGENT and desires LEGAL COUNSEL, it is therefore ordered and adjudged by the Court that <u>Hon. R. D. Pitts</u> Attorney at Law, be and is hereby appointed as Counsel to represent, assist and defend said Defendant in this case.		
<i>Harold E. Nelder</i> , Judge.			
ARRAIGNMENT (Non-Capital Case)			
The Defendant being in open Court with Counsel and being duly Arraigned upon the Indictment said Defendant, upon hearing the charge(s) therein read and explained, for plea thereto says _____			
_____, Judge.			



Date	ARRAIGNMENT AND WAIVER	ACTIONS
4-11-80	The Defendant being, in open Court with counsel and being duly arraigned upon the indictment, said Defendant, upon hearing the nature and cause of the charges(s) therein explained and having been handed a copy of said indictment, waives the reading of same and for plea thereof says NO GUILTY and with leave of the Court, may plead further to the said indictment before his trial.	<i>Harold E. Holden</i> CIRCUIT JUDGE
4-11-80	Set for trial 4-28-80 at 9:00 a.m.	<i>Harold E. Holden</i>
4-28-80	Motion to dismiss is denied.	<i>Harold E. Holden</i>
5-1-80	State's Motion to Continue, by agreement of the parties, is granted.	<i>Harold E. Holden</i>
6-9-80	Continued to next term of Court.	
8-18-80	Case continued - Defendant presently on trial in Marengo County, Lumberton, AL.	<i>Harold E. Holden</i>
5-18-81	State's Motion to Withdraw indictment is granted by separate paper filed.	
7-25-81	State's Motion to Reinstate Indictment is granted by separate paper filed this date.	

State of Alabama Unified Judicial System  Form C-7 Rev. 2/79	<b>CASE ACTION SUMMARY</b> <b>CONTINUATION</b>	Case Number <i>CC 80 83</i> ID YR Number
Style: <i>John W. Merrifield</i>		Page Number <u>    </u> of <u>    </u> Pages
DATE	ACTIONS, JUDGMENTS, CASE NOTES	
7-26-84	<i>State's Motion for Discovery and Motion for Consolidation is granted.</i>	
7-26-84	<i>Set for trial Dec. 3, 1984 at 9:00 AM. Gerald E. Holder</i>	
8-1-84	<i>Motion for Psychiatric Exam + Motion for <del>Discovery</del> Protection filed by Defendant.</i>	
8-8-84	<i>Motion for Psychiatric Exam + <del>Discovery</del> Protection set for hearing Nov 26, 1984 at 9:00 AM.</i>	
8-29-84	<i>Motion for or correction of illegal charges filed by Defendant in all cases.</i>	
1-7-85	<i>Motion to Dismiss filed by Defendant.</i>	
5-13-85	<i>Motion to allow guilty plea, Explanation of rights and Defendant's statement of satisfaction filed</i>	
5-13-85	The defendant in open court with his attorney, Hon. <i>R. D. Ratta</i> , and with leave of the Court, withdraws his plea(s) of not guilty to the charges in the indictment and pleads guilty to the charges in count <i>of</i> <i>Burglary 2nd.</i> of the indictment, as shown by separate paper this day filed.	

Date	ACTIONS, JUDGMENTS, CASE NOTES
5-13-85	<p>Before accepting defendant's plea of guilty in this case, the court explained to defendant the privilege against compulsory self incrimination; the right to trial by jury; the right to confront one's accusers, and the consequences of the plea including the range of sentences; the nature of the charge and how it constituted such offense. And based on such statements and explanations by the Court, it is now the opinion of the Court that defendant has full understanding of what the plea connotes and that the plea was made voluntarily and intelligently, and further shown by separate paper this day filed.</p> <p style="text-align: right;"><i>[Signature]</i></p>
5-13-85	<p>Does the Defendant have anything to say before the Court imposes the sentence of law upon you? The Defendant answered <u>NO Sir</u></p> <p style="text-align: right;"><i>[Signature]</i></p>
5-13-85	<p>It is the judgement of the Court that the defendant is guilty of the offense of <u>Burglary 2nd</u></p> <p>as charged in count _____ of the indictment and the further judgment of the Court that the defendant's punishment shall be imprisonment in the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days, defendant being in open default and owing nothing why sentence should not now be imposed. It is therefore Cont. and Adjudged by the Court that the defendant be and defendant is hereby sentenced to the penitentiary of the State of Alabama for <u>5</u> years and <u>0</u> days..</p> <p style="text-align: right;"><i>[Signature]</i></p>
5-13-85	<p>The sentence in this case shall run concurrent with the sentence in CC-80-79 in Coosa County.</p> <p style="text-align: right;"><i>[Signature]</i></p>



J. RANDALL McNEILL  
CHIEF DEPUTY DISTRICT ATTORNEY

J. DARYL THOMPSON  
ADMINISTRATIVE ASSISTANT

JERRY N. BLOODSWORTH  
CHIEF INVESTIGATOR

# Offices of Ellen Brooks

District Attorney

## Fifteenth Judicial Circuit of Alabama

Montgomery County Courthouse  
251 South Lawrence Street  
P.O. Box 1667  
MONTGOMERY, ALABAMA 36102-1667



(334) 832-2550  
Fax 832-1615

January 14, 2000

CC 80-18  
CC 80-17  
CC 80-19  
CC 80-20

CIRCUIT CLERK-ATTN CRIMINAL  
TALLAPOOSA COUNTY COURTHOUSE  
125 N BROADNAX  
DADEVILLE AL 36853

SENTENCING IS END OF JANUARY. PLEASE EXPEDITE. THANK YOU.

RE: MINNIFIELD, JOHN FOR DDA DARYL BAILEY  
DOB: 12/30/1940  
RACE: Black/Male  
CHARGE: BURGLARY 11 CTS and Grand Larceny ALSO Burgl 2nd-2 Cts  
OFFENSE DATE: 04/26/1961 and 11/08/1979 arrested by Tallapoosa Co SO  
Disposition Date is 08/14/1961 14 yrs 6 mos 3 days and  
05/28/1986 2 yrs each CS CC

Dear Sir or Madam:

I am writing to request a certified copy of the minute entry of all felony, theft, forgery and drug convictions of the above-named Defendant.

The conviction records should include the following information:

1. Name of Defendant.
2. Court number.
3. Convicted charge.
4. Sentence.
5. Sentencing date.
6. Presence of defense counsel or waiver.

The records must be certified and, if you are outside of Alabama, they must be exemplified.

Your prompt attention to this request is appreciated. Should you have any questions, please contact me immediately.

Sincerely,

Eleanor I. Brooks  
District Attorney

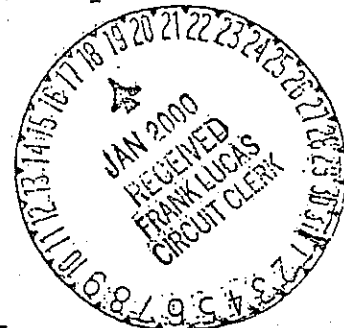
**RECEIVED**

2-9-2000

By:

*Lillian O. Monfee*

Lillian O. Monfee  
Records Division





STATE OF ALABAMA

IN THE CIRCUIT COURT OF

Jackson

COUNTY, ALABAMA at Dadeville

CASE NO. 80 - 18 + 20

John Willie Minnsfield,  
Defendant.

John Willie Minnsfield, Defendant, appeared before the Court with his attorney Mike Hays, this the 28 day of May, 1986. The Court addressed the defendant:

I have been informed that you desire to ~~change your not guilty plea to guilty~~ plead guilty at arraignment. Before I accept your guilty plea it is my duty to inform you of certain constitutional rights which you waive if you plead guilty. It is also necessary that I determine that you;

- Understand the nature of the charges against you;
- That you understand the consequences of your plea of guilty;
- That your plea be voluntary and intelligently made and
- That there be a factual basis for your plea.

You have previously been informed by me in writing of all your constitutional rights and you have responded in writing that you have read or had them read to you by your lawyer and understood those rights.

Mr. Hays, you are the attorney for the defendant. Did you go over all the facts of the case with the defendant and thoroughly explain to him his constitutional rights in this case? Yes

Attorney answered Yes.

To the defendant: Did you explain to your attorney all the facts in the case and discuss your constitutional rights with him?

Defendant answered Yes. Do you understand that your attorney would represent you throughout a trial if you had a trial in this case? Yes

Defendant answered Yes. Mr. District Attorney: Read the indictment.

(The indictment was read.) (The reading of the indictment was waived.)

To the defendant: You are charged in this case with the crime of

Burglary, 2<sup>o</sup> on each case

Do you understand the charge?

Defendant answered Yes. If you plead guilty or if you are found guilty by a jury, the law provides punishment (in the penitentiary of the State of Alabama for not less than 2 yrs. nor more than 20 yrs. <sup>each</sup> for such offense (of commitment to the custody of the Director of the Department of Corrections of this State for not more than three (3) years as a Youthful Offender).

Do you understand that if you plead guilty the Court will set the punishment within those limits?

Defendant answered Yes. Under our law you have the privilege against self incrimination. That is you have a right to remain silent and the burden will be on the State to prove beyond a reasonable doubt that you are guilty and no one can comment on your failure to testify. If you plead guilty you give up that right to remain silent. Do you waive or give up your right to remain silent?

Defendant answered Yes. You also have a right to a public trial by (jury.) or (Judge without a jury.) In a (jury) trial, the (jury of twelve persons) (Judge) would determine your guilt or innocence. By pleading guilty you waive your right to a (jury) trial. Do you waive your right to a (jury) trial?

Defendant answered Yes. You have the right to confront the witnesses

against you and have your attorney cross examine them. You also have the right to call witnesses in your own behalf. By pleading guilty you give up or waive the right to confront the witnesses against you.

Do you waive the right to confront the witnesses against you and the right to call witnesses? Defendant answered Yes.

Mr. District Attorney, please explain to the Court any agreement or understanding you have with the defendant concerning his plea. District Attorney answered 2 yrs concurrent, & concurrent with all pending sentence credit for

The Court addressed the defendant: It is your understanding?

Defendant answered Yes. <sup>jail time, no position on probation</sup> you understand that the Court is not bound by the agreement:

Defendant answered Yes. Have any other promises been made to you, or any threats, or any coercion against you to get you to plead guilty?

Defendant answered No.

Are you guilty as charged? Defendant answered Yes.  
Now tell the court exactly what you did which resulted in the charge against you.

Defendant answered: That he broke into 3 houses and one store in Camp Hill, to steal

The Court addressed the defendant's attorney: Do you concur in defendant's plea of guilty?

Defense attorney answered: Yes.

To the defendant: It is the judgment of the court that your plea of guilty is <sup>an</sup> intelligently and understandingly made; that the plea is voluntary and that there are facts to support the plea. I therefore allow you to withdraw your plea of not guilty and accept your plea of guilty. I find that you are guilty of Burglary, second

degree on each charge

Do you request a pre-sentence investigation, report and hearing? Defendant answered No

Do you have anything to say before the court passes sentence? Defendant answered No

It is the judgment and sentence of this court that you be and hereby are sentenced to (the custody of the Director of the Department of Corrections of this State as a Youthful Offender (the penitentiary of the State of Alabama) for a period of two (2) years in each

case. to run concurrent with one another & concurrent with all other pending sentences, and credit given for time held in jail on these charges. Application for probation denied because of prior record.

Don Avery  
Circuit Judge

State of Alabama  
Supreme Court  
Dept. of Court Mgmt.

Form SC-C-6 1/77

# CASE ACTION SUMMARY — CRIMINAL —

Case Number

CC-80- 20  
ID YR Number

IN THE Circuit Criminal COURT OF Tallapoosa COUNTY

☒ FEL ☐ MISD.  
☐ JURY ☐ NONJURY  
☐ MUNICIPAL CASE

DEFENDANT		CASE NUMBER		COURT INFORMATION <input type="checkbox"/> DIST <input checked="" type="checkbox"/> CIR	
John Willie Minniefield, alias		CC-80- <u>20</u>		DATE ISSUED	
		ID YR NUMBER		2/28/80	
OFFENSE (CHARGE)		DATE FILED (DOCKETED)		DATE COM. TO JAIL	
2nd. Degree Burglary & Grand Larceny				5/24/86	
DEFENSE ATTORNEY		GRAND JURY #		AMOUNT	
1.		26		DATE RELEASED	
STATUS		DATE OF INDICT		BOND	
RET		2/28/80			
APP					
2.		LOWER COURT CASE NUMBER		INITIAL APPEARANCE	
RET		DC-79-929		DATE	
APP					
DISTRICT ATTORNEY		<input type="checkbox"/> MALE <input type="checkbox"/> FEMALE		PRELIMINARY HEARING	
Tom F. Young		<input type="checkbox"/> WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> OTHER		DATE <input type="checkbox"/> WAIVED	
PERSONAL HISTORY OF DEFENDANT		DOB:		DEFENDANT STATUS	
ADDRESS:		OCCUPATION:		<input type="checkbox"/> PERS. BOND	
		HEALTH:		<input type="checkbox"/> PROF. BOND	
				<input type="checkbox"/> PERS. RECOG.	
				<input type="checkbox"/> IN COUNTY/CITY JAIL	
				<input type="checkbox"/> IN PRISON	
STATE		ARRESTING OFFICER		<input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> CONSERVATION	
ID NO. 062015				<input type="checkbox"/> STATE <input type="checkbox"/> MUN.	

State Witnesses  
Wesley P. Smith  
Hoyt Bazzell

*sub jss*  
4/23/86  
5/3/86

DATE	ACTIONS
3/3/80	Conv'd for arrest - <i>[Signature]</i>
Nov 20, 1980	Indictment withdrawn & filed.
	<i>[Signature]</i>
12/2/85	The probation officer having located the defendant within the penal system, this case is restored to the docket.
	<i>[Signature]</i>
5/15/86	Order
5/28/86	Plead Guilty - 2 years concurrent

State of Alabama Form No. 62 Rev. 1/84		<b>TRANSCRIPT of RECORD</b> (Conviction Report)				Case Number CC 80 20 ID YR NUMBER		
In The Circuit Criminal Court Of Tallapoosa County Dadeville Div						Court ORI 062015		
STATE OF ALABAMA vs.								
NAME/ ALIASES		John Willie Minniefield, alias				SID No.		
						AIS No.		
INMATE DESCRIPTION		DOB 12/26/39	Sex <input checked="" type="checkbox"/> M <input type="checkbox"/> F	Height 5'11"	Weight 170	Hair Color Black	Eye Color Brown	
		Race <input type="checkbox"/> W <input checked="" type="checkbox"/> B <input type="checkbox"/> Other (specify)		Complexion Dark	Age (If DOB missing)	Distinguishing Features or Marks		
ARREST INFORMATION		Date of Offense		Initial Arrest Date 11/7/79		Arresting ORI 0620000		
CHARGES LITERAL		On Conviction: Burglary 2°					Offense Class <input type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> C	
COURT INFORMATION		Judge Name James Avary			Prosecuting Attorney Name Tom F. Young			
PROBATION INFORMATION		Applied for: Date: 5/28/86 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Granted: Date: 5/28/86 <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Rearrested: Date: <input type="checkbox"/> Yes <input type="checkbox"/> No Revoked: Date: <input type="checkbox"/> Yes <input type="checkbox"/> No		
SENTENCE INFORMATION		Term of Confinement YR 2 MO DA <input type="checkbox"/> Yes <input type="checkbox"/> No		Act 754-76 <input type="checkbox"/> Yes <input type="checkbox"/> No		Probation Term (If Act 754) YR MO DA <input type="checkbox"/> Yes <input type="checkbox"/> No		
		Date Sentenced: 5/28/86		Date Sentence Begins 5/28/86		Jail Credit Ordered <input checked="" type="checkbox"/> Yes <input type="checkbox"/> None see Remarks for credit given		
SENTENCE PROVISIONS		<input checked="" type="checkbox"/> Concurrent <input type="checkbox"/> Consecutive				Restitution/Recoupment		
OTHER SENTENCE PROVISIONS		<input type="checkbox"/> Habitual Offender <input type="checkbox"/> Youthful Offender (Act 335-72) <input type="checkbox"/> Restitution (Specify & Attach Order) <input type="checkbox"/> Recoupment (Specify & Attach Order) <input type="checkbox"/> Life <input type="checkbox"/> Life w/o Parole <input type="checkbox"/> Death				Restitution _____ Attorney Fee _____ Court Cost _____ Fine _____		
APPEAL INFORMATION		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Sentence Suspended Date: Pending Appeal <input type="checkbox"/> Yes <input type="checkbox"/> No		Sentence Affirmed: Date: <input type="checkbox"/> Yes		
REMARKS OTHER IN FORMATION (TINUE ON REVERSE IF NEEDED)		5/28/86 - Plead Guilty- sentenced to 2 years - to run concurrent. Credit given for time held in jail on this charge. <u>Jail credit</u> 11-8-79 - 11/15/79 -----8 days					This is to certify that the above information was extracted from official court records and is true and correct according to the record. (Affix Court Seal) October 14 1986 Date Ruth Johnson, Clerk Print or Type Name of Clerk Ruth Johnson	

Corrected



State of Alabama  
Supreme Court  
Dept. of Court Mgmt.

Form SC-C-6 1/77

# CASE ACTION SUMMARY — CRIMINAL —

Case Number

CC - 80 19  
ID YR Number

IN THE Circuit Criminal COURT OF Tallapoosa COUNTY

☒ FEL ☐ MISD.  
☐ JURY ☐ NONJURY  
☐ MUNICIPAL CASE

DEFENDANT		CASE NUMBER	
John Willie Minniefield, alias		CC-80 19 ID YR NUMBER	
OFFENSE (CHARGE)		DATE FILED (DOCKETED)	
2nd. Degree Burglary & Grand Larceny			
DEFENSE ATTORNEY	STATUS	GRAND JURY #	DATE OF INDICT
1.	RET	25	2/28/80
	APP		
2.	RET	LOWER COURT CASE NUMBER	
	APP	DC-79-928	
DISTRICT ATTORNEY		<input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE	
Tom F. Young		<input type="checkbox"/> WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> OTHER	
PERSONAL HISTORY OF DEFENDANT		DOB:	
ADDRESS:		OCCUPATION:	
		HEALTH:	

COURT INFORMATION <input type="checkbox"/> DIST <input checked="" type="checkbox"/> CIR	
WARRANT	DATE ISSUED 2/28/80
	DATE COM. TO JAIL 5/24/80
BOND	AMOUNT
	DATE RELEASED
INITIAL APPEARANCE	DATE
PRELIMINARY HEARING	DATE <input type="checkbox"/> WAIVED
DEFENDANT STATUS	<input type="checkbox"/> PERS. BOND <input type="checkbox"/> PROF. BOND <input type="checkbox"/> PERS. RECOG. <input type="checkbox"/> IN COUNTY/CITY JAIL <input type="checkbox"/> IN PRISON
ARRESTING OFFICER	<input checked="" type="checkbox"/> COUNTY <input type="checkbox"/> CONSERVATION <input type="checkbox"/> STATE <input type="checkbox"/> MUN.

STATE  
ID NO. 062015

State Witnesses  
Hoyt Bazzell 4/23/80  
Capitola Blackwelder 4/23/80 S-L-SC

DATE	ACTIONS
3/3/80	Conv'd for arrest. <i>[Signature]</i>
Nov 20, 1980	Indictment withdrawn & filed. <i>[Signature]</i>
12/2/85	The probation officer having located the defendant within the penal system, this case is restored to the docket. <i>[Signature]</i>
5/15/86	Order
5/18/86	Trial postponed on motion of State - <i>[Signature]</i>

State of Alabama  
Supreme Court  
Dept. of Court Mgmt.

Form SC-C-6 1/77

# CASE ACTION SUMMARY

— CRIMINAL —

Case Number

CC 80 18  
ID YR Number

IN THE Circuit Criminal COURT OF Tallapoosa COUNTY

☒ FEL ☐ MISD.  
☐ JURY ☐ NONJURY  
☐ MUNICIPAL CASE

DEFENDANT <u>John Willie Minnefield</u>		CASE NUMBER CC 80 18 ID YR NUMBER	
OFFENSE (CHARGE) <u>2nd Degree Burglary &amp; Grand Larceny</u>		DATE FILED (DOCKETED)	
DEFENSE ATTORNEY 1.	STATUS RET APP	GRAND JURY # 24	DATE OF INDICT 2/28/80
2.	RET APP	LOWER COURT CASE NUMBER <u>DC-79-927</u>	
DISTRICT ATTORNEY		<input type="checkbox"/> MALE <input type="checkbox"/> FEMALE <input type="checkbox"/> WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> OTHER	
PERSONAL HISTORY OF DEFENDANT		DOB:	
ADDRESS:		OCCUPATION:	
		HEALTH:	

COURT INFORMATION ☐ DIST ☐ CIR

WARRANT	DATE ISSUED	DATE COM. TO JAIL <u>5/22/86</u>
	AMOUNT	DATE RELEASED
BOND		
INITIAL APPEARANCE	DATE	
PRELIMINARY HEARING	DATE	<input type="checkbox"/> WAIVED
DEFENDANT STATUS	<input type="checkbox"/> PERS. BOND	
	<input type="checkbox"/> PROF. BOND	
	<input type="checkbox"/> PERS. RECOG.	
	<input type="checkbox"/> IN COUNTY/CITY JAIL	
	<input type="checkbox"/> IN PRISON	
ARRESTING OFFICER	<input type="checkbox"/> COUNTY <input type="checkbox"/> CONSERVATION	
	<input type="checkbox"/> STATE <input type="checkbox"/> MUN.	

STATE ID NO. o62015

Hoyt Bazzell  
Julius Bankston Winter, Jr.  
Doris Winter

4/23/86  
5/15/86  
5/2/86  
5/2/86

DATE	ACTIONS
3/3/80	Cont'd for arrest. <i>[Signature]</i>
Nov 20, 1980	Indictment withdrawn + filed. <i>[Signature]</i>
12/2/85	The probation officer having located the defendant in the penal system, this case is restored to the docket. <i>[Signature]</i>
5/15/86	Order <i>[Signature]</i>
5/28/86	Plead Guilty - 2 years concurrent

State of Alabama Form No. 62 Rev. 1/84		<b>TRANSCRIPT of RECORD</b> (Conviction Report)				Case Number CC 80 18 ID YR NUMBER	
In The Circuit Criminal Court Of Tallapoosa County Dadeville Div						Court ORI 062015	
STATE OF ALABAMA vs.							
NAME/ ALIASES		John Willie Minniefield, alias				SID No.	
						AIS No.	
INMATE DESCRIPTION		DOB 12/26/39	Sex <input checked="" type="checkbox"/> M <input type="checkbox"/> F	Height 5'11"	Weight 170	Hair Color Black	Eye Color Brown
		Race <input type="checkbox"/> W <input checked="" type="checkbox"/> B <input type="checkbox"/> Other (specify)		Complexion Dark	Age (If DOB missing)		Distinguishing Features or Marks
ARREST INFORMATION		Date of Offense		Initial Arrest Date 11/7/79		Arresting ORI 0620000	
CHARGES LITERAL		On Conviction: Burglary 2°					Offense Class <input type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> C
COURT INFORMATION		Judge Name James Avary			Prosecuting Attorney Name Tom F. Young		
PROBATION INFORMATION		Applied for: Date: 5/28/86 <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		Granted: Date: 5/28/86 <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Rearrested: Date: <input type="checkbox"/> Yes <input type="checkbox"/> No Revoked: Date: <input type="checkbox"/> Yes <input type="checkbox"/> No	
SENTENCE INFORMATION		Term of Confinement YR MO DA 2		Act 754-76 <input type="checkbox"/> Yes <input type="checkbox"/> No		Probation Term (If Act 754) YR MO DA	
		Jail Credit Ordered <input checked="" type="checkbox"/> Yes <input type="checkbox"/> None see Remarks for credit given					
		Date Sentenced: 5/28/86		Date Sentence Begins 5/28/86		YR MO DA 18	
SENTENCE PROVISIONS		<input checked="" type="checkbox"/> Concurrent <input type="checkbox"/> Consecutive				Restitution/Recoupment	
OTHER SENTENCE PROVISIONS		<input type="checkbox"/> Habitual Offender <input type="checkbox"/> Youthful Offender (Act 335-72) <input type="checkbox"/> Restitution (Specify & Attach Order) <input type="checkbox"/> Recoupment (Specify & Attach Order) <input type="checkbox"/> Life <input type="checkbox"/> Life w/o Parole <input type="checkbox"/> Death				Restitution _____ Attorney Fee _____ Court Cost _____ Fine _____	
APPEAL INFORMATION		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Sentence Suspended Date: Pending Appeal <input type="checkbox"/> Yes <input type="checkbox"/> No		Sentence Affirmed: Date: <input type="checkbox"/> Yes	
REMARKS AND OTHER INFOR- MATION (CON- TINUE ON REVERSE SIDE IF NEEDED)		5/28/86 - Plead Guilty - sentenced to 2 years - to run concurrent. Credit given for time held in jail on these charges. Jail credit 11/8/79 - 11/15/79 - 8 days <i>Corrected</i>					

This is to certify that the above information was extracted from official court records and is true and correct according to the record.

(Affix Court Seal)

October 14 86  
Date

Ruth Johnson, Clerk  
Print or Type Name of Clerk

*Ruth Johnson*  
Signature

State of Alabama Supreme Court Dept. of Court Mgmt.  Form SC-C-6 1/77	<b>CASE ACTION SUMMARY</b> <b>— CRIMINAL —</b>	Case Number CC-80- <u>17</u> ID YR Number
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IN THE <u>Circuit Criminal</u> COURT OF <u>Tallapoosa</u> COUNTY	<input checked="" type="checkbox"/> FEL <input type="checkbox"/> MISD. <input type="checkbox"/> JURY <input type="checkbox"/> NONJURY <input type="checkbox"/> MUNICIPAL CASE
--	---

<b>DEFENDANT</b> John Willie Minniefield, alias	<b>CASE NUMBER</b> CC-80- <u>17</u> ID YR NUMBER	<b>COURT INFORMATION</b> <input type="checkbox"/> DIST <input checked="" type="checkbox"/> CIR												
<b>OFFENSE (CHARGE)</b> 2nd. Degree Burglary & Grand Larceny	<b>DATE FILED (DOCKETED)</b>	<b>WARRANT</b> DATE ISSUED <u>2/27/80</u> DATE COM. TO JAIL <u>2/24/86</u>												
<b>DEFENSE ATTORNEY</b> 1. <table border="1" style="width:100%; border-collapse: collapse;"> <tr><td style="width:30%;">STATUS</td><td style="width:70%;">GRAND JURY #</td></tr> <tr><td>RET</td><td>23</td></tr> <tr><td>APP</td><td>2/28/80</td></tr> </table>	STATUS	GRAND JURY #	RET	23	APP	2/28/80	2. <table border="1" style="width:100%; border-collapse: collapse;"> <tr><td style="width:30%;">STATUS</td><td style="width:70%;">DATE OF INDICT</td></tr> <tr><td>RET</td><td></td></tr> <tr><td>APP</td><td></td></tr> </table>	STATUS	DATE OF INDICT	RET		APP		<b>BOND</b> AMOUNT    DATE RELEASED
STATUS	GRAND JURY #													
RET	23													
APP	2/28/80													
STATUS	DATE OF INDICT													
RET														
APP														
<b>DISTRICT ATTORNEY</b> Tom F. Young	<b>DOB:</b> <input checked="" type="checkbox"/> MALE <input type="checkbox"/> FEMALE <input type="checkbox"/> WHITE <input type="checkbox"/> BLACK <input type="checkbox"/> OTHER	<b>INITIAL APPEARANCE</b> DATE:												
<b>PERSONAL HISTORY OF DEFENDANT</b> ADDRESS:	OCCUPATION: HEALTH:	<b>PRELIMINARY HEARING</b> DATE: <input type="checkbox"/> WAIVED												
<b>STATE</b> ID NO. <u>062015</u>	<b>DEFENDANT STATUS</b> <input type="checkbox"/> PERS. BOND <input type="checkbox"/> PROF. BOND <input type="checkbox"/> PERS. RECOG. <input type="checkbox"/> IN COUNTY/CITY JAIL <input type="checkbox"/> IN PRISON	<b>ARRESTING OFFICER</b> <input type="checkbox"/> COUNTY <input type="checkbox"/> CONSERVATION <input type="checkbox"/> STATE <input type="checkbox"/> MUN.												

State Witnesses: <u>135</u> <u>Rtd.</u> Ed Holstun Hoyt Bazzell Joe Neighbors <u>Mr. L.W. Brown - 5-12-80 5-13-80</u> <u>Mr. C. Hall - 5-12-80 5-13-80</u>	<u>4/23/86 Accused 5/2/86 travers Minniefield 5/2/86</u> <u>4/23/86 served 5/15/86</u> <u>4/23/86 serv. 5-2-86</u> <u>4/23/86 serv. 5-2-86</u> <u>4/23/86 serv. 5/2/86</u>
---	--

DATE	ACTIONS
3/3/80	Cont'd for arrest of defendant. Jan. 1981
Nov 20, 1980	Indictment withdrawn & filed
	Howard F. Bryan Judge
12/2/85	The probation officers have located the defendant in the penal system, this case is restored to the docket
5/15/86	Order
5/28/86	Not present on notice of state & c



109

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY, ALABAMA

STATE OF ALABAMA,

Plaintiff,

v.

JOHN W. MINNIFIELD,

Defendant.

\*

\*

\*

CASE NO. CC-99-327 GR

\*

\*

ORDER

The Court having found Defendant indigent, it is ORDERED that the Honorable Joseph E. Burkhart is appointed to represent Defendant on Appeal in the above referenced matter.

DONE this the 7th day of February, 2000.

*Sally Greenhaw*

SALLY GREENHAW  
CIRCUIT JUDGE

copies:

Joseph E. Burkhart  
Wiley Hartley  
Office of the Attorney General  
John Minnifield  
Judge Francis A. Long, Sr.  
Daryl Bailey

**RECEIVED**

2-9-2000

110

ACR371

## ALABAMA JUDICIAL DATA CENTER

NOTICE OF APPEAL TO THE ALABAMA COURT OF CRIMINAL APPEALS  
BY THE TRIAL COURT CLERK

IN THE CIRCUIT COURT OF MONTGOMERY COUNTY

STATE OF ALABAMA VS MINNIFIELD JOHN WILLIE JUDGE: SARAH M. GREENHAW

APPEAL DATE: 02/07/2000 (Oral)

## INDIGENCY STATUS:

GRANTED INDIGENCY STATUS AT TRIAL COURT:	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO
APP. TRIAL COUNSEL PERMITTED TO W/D ON APPEAL:	<input checked="" type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
INDIGENT STATUS REVOKED ON APPEAL:	<input type="checkbox"/> YES	<input checked="" type="checkbox"/> NO
INDIGENT STATUS GRANTED ON APPEAL:	<input checked="" type="checkbox"/> YES	<input type="checkbox"/> NO

DEATH PENALTY: NO

APPEAL TYPE: STATE CONVICTION

THIS IS AN APPEAL FROM A CONVICTION.

DATE OF CONVICTION: 01/12/2000

DATE OF SENTENCE: 02/07/2000

YOUTHFUL OFFENDER STATUS: DENIED

CO/CASE NUMBER: 03/CC 1999 000327.00  
CODE: STAL CONVICTION: STALKINGACTION: CONVICTED  
STATUTE: 13A-006-090SENTENCE: CONF: 20 YRS 00 MOS 000 DAYS  
SENTENCE: PROB: 00 YRS 00 MOS 000 DAYS

LIFE: NO LIFEWD: NO

POST-JUDGMENT MOTIONS FILED:	DT FILED	DT DENIED	CON BY AGREE
_____ MOTION FOR NEW TRIAL	_____	_____	_____
_____ MOTION FOR JUDG. OF ACQUIT	_____	_____	_____
_____ MOTION TO W/D GUILTY PLEA	_____	_____	_____
_____ MOTION FOR ATTY TO W/DRAW	_____	_____	_____
_____ OTHER	_____	_____	_____

COURT REPORTER(S): Jan Goss  
ADDRESS: 40 Mtg. Co. CourthouseAARON, SHERRY M.  
C/O HON. SARAH GREENHAW  
MONTGOMERY, AL 36104NEWMAN MEREDITH  
C/O HON. SALLY GREENHAW  
MONTGOMERY, AL 36102APPELLATE COUNSEL #1:  
ADDRESS:BURKHART JOSEPH ELKINS  
472 S. LAWRENCE STREET  
MONTGOMERY, AL 36104  
334-262-4800

PHONE NUMBER:

APPELLATE COUNSEL #2:  
ADDRESS:

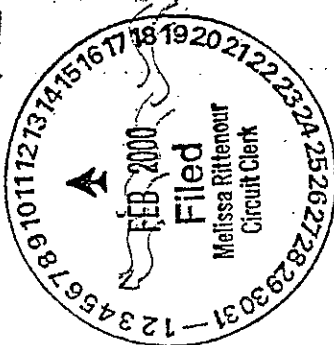
PHONE NUMBER:

APPELLANT (PRO SE):  
ADDRESS:MINNIFIELD JOHN WILLIE  
463 EMPIRE TERRACE  
MONTGOMERY, AL 361100000

AIS #:

APPELLEE (IF CITY APPEAL):  
ADDRESS:I CERTIFY THAT THE INFORMATION PROVIDED  
ABOVE IS ACCURATE TO THE BEST OF MY  
KNOWLEDGE AND I HAVE SERVED A COPY OF  
THIS NOTICE OF APPEAL ON ALL PARTIES TO  
THIS ACTION ON THIS 10<sup>th</sup> DAY OF Feb., 2000OPERATOR: REF  
PREPARED: 02/10/2000Melina Rittenour  
CIRCUIT COURT CLERK

mb  
JOHN W. MINNIFIELD  
PLAINTIFF  
VS  
STATE OF ALA.  
DEFENDANT



C.C. No. 99-327  
SMG

MOTION FOR  
NEW TRIAL PRO/SE.  
Come Now in the Above Style and  
or Cause Plaintiff, John W. Minnifield  
MOTION That he Plaintiff be given  
a NEW TRIAL on the Following.

(1) The State of Alabama Did Wilfully  
Use illegally EVIDENCE TO OBTAIN  
A guilty Verdict.

(2) SEE MOTION FOR DISCOVERY STATE  
USE POLICEMAN Sisson STATEMENT  
Along With Rosebud + TIM BROWN  
STATEMENT THAT WERE NOT IN THE  
STATE DISCOVERY AND THEREFORE  
SHOULD NOT HAVE BEEN USED.  
SEE: MOTION FOR APPEAL FROM  
CITY OF MONTGOMERY IN (3) CASES  
AT IS UNRESOLVED AND THEREFORE (1)

COULD NOT BE USED SEE RECKLESS  
 ENDANGERMENT. UNDER CASE NO.  
 2) WEEKS PRIOR DISORDERLY CONDUCT  
 10-30-98 HARASSMENT 10-30-98  
 WERE UNDER SAME CASE NO.  
 THEREFORE WHEN MUNICIPALITY  
 COURT COMBINED RECKLESS ENDANGERMENT  
 UNDER SAME CASE NO. THAT THEY  
 CONTAMINATED THE OTHER (2) CASES  
 AND CASE #11 (3) CASES TO BE  
 TRIED BY FRUITS FROM FORBIDDEN  
 TREE THEREFORE KILLED THE LEGALITY  
 OF THE CASES STATE + COURT HAD  
 OVER A YEAR TO RULE ON THESE  
 CASES, THEREFORE STATE USE THIS  
 EVIDENCE TO CONVICT. STATE DID  
 USE FALSE EVIDENCE TO PICK ME  
 UP ON NOVEMBER 6TH ON F.T.A.  
 WARRANT. UNTIL TRIAL DATE IN JANUARY  
 2000 STATE OF FLA HAS WITHHELD  
 EVIDENCE FROM PLAINTIFF JOHN B. SMITH  
 PERTAINING TO BAIL INFORMATION WITNESSES  
 TESTIMONY SEE TRANSCRIPT



Mr. Judge is aware This is only  
Domestic Dispute on two married  
couples, that were caught  
in an act of infidelity state  
could not have stalking with  
out this illegally used evidence  
see note left on car  
victim stated she took it  
to be husband handwriting  
state did not use expert  
to test legality of writing  
therefore notes were introduced  
illegally also see blind hair  
tumor that is on beard of  
domestic violence. see  
release form dated 7-22-99  
see condition for release 1029865  
31. Dave 29th Dec, 1998 Lynn  
C. Bright state therefore should  
vacate sentencing and move to  
grant new trial with prejudice  
court has power to overrule jury  
decision when court is aware  
there is a gross injustice in  
jury decision whereas jurors is 6

SEE PROBATION pg. 9 DON THOMANSEN  
 FORMER EMPLOYER <sup>REPORT</sup> SEE REMARK pg. 9  
 PATRICIA T. MCCARTY REMARKS IS UN-  
 FOUNDED SEE pg. 5. 6 CASES IS FALSE  
 INFORMATION AN/OR MISLEADING TO THE  
 COURT THIS COURT DID NOT SEEK THE  
 TRUTH COURT KNEW WITNESSES LIE  
 AN/OR PERJURY THEMSELVES. AFTER  
 LYING UNDER OATH MOTION TO DISMISS  
 FOR FAILURE OF THE STATE TO MAKE  
 PRIMA FACIE CASE OF STALKING  
 NO SHOWING OF A SERIES ACTS THAT  
 WOULD BE STALKING.

(2) EVENT THAT THE STATE BROUGHT UP  
 HAD NO THREAT OF HARASSMENT

(3) CONSTITUTIONAL CONDUCT IS NOT PROHIBIT.  
 SEE 13-A-6 92 CODE OF ALA.

(4) ALL OF THE EVENTS TOOK PLACE IN  
 THE COURSE OF A SEPERATION AN  
 FILING OF A DIVORCE THAT IS IN PROGRE

NOT VERSED IN LAMEN'S TERMS  
OF LAW COURT DID ALLOW  
JURY TO PIECEMEAL EVIDENCE TO  
GET TO GUILTY CHARGE. STATE ALSO  
APPLIED HABITUAL OFFENDER CHARGE  
& AFTER OVER 20 YRS STATE  
DID NOT INVOKE HABITUAL STATUTE  
FAIRLY. THIS COURT HAS BUT ONE  
RECOURSE BUT TO GRANT NEW  
TRIAL. WITH PREJUDICE

John Willie Minnifield  
PLAINTIFF

I CERTIFY THAT THE ABOVE IS TRUE  
AND/OR CORRECT TO THE BEST OF  
MY ABILITY.  
Done this 2nd day of April 2000

C.L. Cir. Clerk Mallisa Rettenov

C.L. Cir. Ct. Sally Greenhaw

(5)

ACR359

ALABAMA JUDICIAL DATA CENTER  
MONTGOMERY COUNTY  
TRANSCRIPT OF RECORD  
CONVICTION REPORTCC 1999 000327.00 01  
SARAH M. GREENHAW

CIRCUIT COURT OF MONTGOMERY COUNTY

COURT ORI: 003045 J

STATE OF ALABAMA VS.  
MINNIFIELD JOHN WILLIE  
463 EMPIRE TERRACE  
MONTGOMERY AL 36110DC NO: 0000 000000.00  
21  
ALIAS: MINNIFELT JOHN J: 424509107  
ALIAS: MINNIFIELD WILSSN: 000228961  
SID:  
AIS:DOB: 12/26/1939 SEX: M HT: 5 11 WT: 185 HAIR: GRY EYE: BRO  
RACE: ( )W (X)B ( )O COMPLEXION: AGE: FEATURES:

DATE OFFENSE: 00/00/0000 ARREST DATE: 02/10/1999 ARREST ORI: MPD

CHARGES @ CONV CITES CLS COURT ACTION CA DATE  
STALKING 13A-006-090 C CONVICTED 01/12/2000  
00/00/0000  
00/00/0000

JUDGE: SARAH M. GREENHAW

PROSECUTOR: BAILEY DARYL DONALD

PROBATION APPLIED GRANTED DATE REARRESTED DATE REVOKED DATE  
( )Y( )N ( )Y( )N ( )Y( )N ( )Y( )NACT 754-76 IMPOSED SUSPENDED TOTAL JAIL CREDIT  
( )Y (X)N CONFINEMENT: 20 00 000 00 00 000 20 00 000 00 00 329  
PROBATION: 00 00 000 00 00 000  
DATE SENTENCED: 02/07/2000 SENTENCE BEGINS: 02/07/2000

PROVISIONS	COSTS/RESTITUTION	DUE	ORDERED
PENITENTIARY	RESTITUTION	\$4378.00	\$4378.00
HABITUAL OFDR	ATTORNEY FEE	\$150.00	\$150.00
DOC/SAPP PGM	CRIME VICTIMS	\$50.00	\$50.00
	COST	\$842.00	\$842.00
	FINE	\$0.00	\$0.00
	MUNICIPAL FEES	\$0.00	\$0.00
	DRUG FEES	\$0.00	\$0.00
	ADDTL DEFENDANT	\$0.00	\$0.00
	DA FEES	\$0.00	\$0.00
	COLLECTION ACCT	\$0.00	\$0.00
	JAIL FEES	\$0.00	\$0.00
	TOTAL	\$5420.00	\$5420.00

APPEAL DATE	SUSPENDED	AFFIRMED	REARREST
(X)Y( )N 02/07/20	( )Y( )N	( )Y( )N	( )Y( )N

REMARKS:

THIS IS TO CERTIFY THAT THE  
ABOVE INFORMATION WAS EXTRACTED  
FROM OFFICIAL COURT RECORDS AND  
AND IS TRUE AND CORRECT.DEF TO ENROLL IN SAP PROGRAM AND AN ANGER MANAGEMENT PROGRAM. 50% OF  
MONIES TO COURT. NO CONTACT W/ VICTIM OR FAMILY.

MELISSA RITTENOUR(CC)

02/16/2000

OPERATOR: DBH  
PREPARED: 02/16/2000



State of Alabama  
Unified Judicial System  
Form ARAP- 26 (front) 8/91

COURT OF CRIMINAL APPEALS  
DOCKETING STATEMENT

Criminal Appeal Number  
CR99-0915

GENERAL INFORMATION:

☒ CIRCUIT COURT ☐ DISTRICT COURT ☐ JUVENILE COURT OF Montgomery COUNTY  
John Willie Minnifield, Appellant

V. ☒ STATE OF ALABAMA ☐ MUNICIPALITY OF \_\_\_\_\_

Case Number CC 99- 0327	Date of Complaint or Indictment 02/05/99	Date of Judgment/Sentence/Order 02/07/2000
Number of Days of Trial/Hearing 2 Days	Date of Notice of Appeal Oral: 02/07/2000	Written:
Indigent Status Requested: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Indigent Status Granted: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		

B. REPRESENTATION:

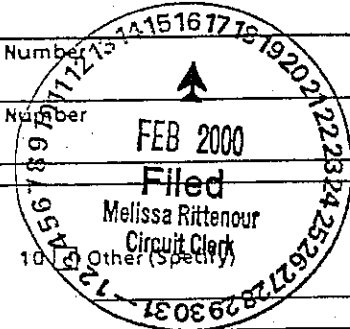
Is Attorney Appointed or Retained? <input checked="" type="checkbox"/> Appointed <input type="checkbox"/> Retained.	If no attorney, will appellant represent self? <input type="checkbox"/> Yes <input type="checkbox"/> No
Appellant's Attorney (Appellant if pro se) (Attach additional pages if necessary) Joseph E. Burkhardt	Telephone Number (334) 262-4800
Address Suite 206 472 S. Lawrence St.	City Montgomery State AL Zip Code 36104

C. CODEFENDANTS: List each CODEFENDANT and the codefendant's case number.

Codefendant	Case Number
Codefendant	Case Number
Codefendant	Case Number

D. TYPE OF APPEAL: Please check the applicable block.

- 1 ☒ State Conviction 4 ☐ Pretrial Order 7 ☐ Juvenile Transfer Order  
2 ☐ Post-Conviction Remedy 5 ☐ Contempt Adjudication 8 ☐ Juvenile Delinquency  
3 ☐ Probation Revocation 6 ☐ Municipal Conviction 9 ☐ Habeas Corpus Petition



E. UNDERLYING CONVICTION/CHARGE: Regardless of the type of appeal checked in Section D, please check the box beside each offense category for which the appellant has been convicted or charged as it relates to this appeal. Also include the applicable section of the Code of Alabama for State convictions.

- |   |  |  |
|---|--|--|
| 1 <input type="checkbox"/> Capital Offense - § _____                  | 6 <input type="checkbox"/> Trafficking in Drugs - § _____            | 11 <input type="checkbox"/> Fraudulent Practices - § _____                               |
| 2 <input type="checkbox"/> Homicide - § _____                         | 7 <input type="checkbox"/> Theft - § _____                           | 12 <input type="checkbox"/> Offense Against Family - § _____                             |
| 3 <input type="checkbox"/> Assault - § _____                          | 8 <input type="checkbox"/> Damage or Intrusion to Property - § _____ | 13 <input type="checkbox"/> Traffic - DUI - § _____                                      |
| 4 <input type="checkbox"/> Kidnapping/Unlawful Imprisonment - § _____ | 9 <input type="checkbox"/> Escape - § _____                          | 14 <input type="checkbox"/> Traffic - Other - § _____                                    |
| 5 <input type="checkbox"/> Drug Possession - § _____                  | 10 <input type="checkbox"/> Weapons/Firearms - § _____               | 15 <input checked="" type="checkbox"/> Miscellaneous (Specify):<br>Stalking - § 13A-6-90 |

F. DEATH PENALTY:

Does this appeal involve a case where the death penalty has been imposed? ☐ Yes ☒ No

G. TRANSCRIPT:

1. Will the record on appeal have a reporter's transcript? ☒ Yes ☐ No  
2. If the answer to question "1" is "Yes," state the date the Reporter's Transcript Order was filed. 02/16/2000 (Date)  
3. If the answer to question "1" is "No":  
(a) Will a stipulation of facts be filed with the circuit clerk? ☐ Yes ☐ No  
(b) Will the parties stipulate that only questions of law are involved and will the trial court certify the questions? ☐ Yes ☐ No

NOTE: If the appeal is from the district or juvenile court and the answer to question "1" is "No," then a positive response is required for question 3(a) or 3(b).

118

Form ARAP- 26 (back) 8/91

## COURT OF CRIMINAL APPEALS : Docketing Statement

H. POST-JUDGMENT MOTIONS: List all post-judgment motions by date of filing, type, and date of disposition (whether by trial court order or by the provisions of Rules 20.3 and 24.4 (ARCrP)):

DATE OF FILING			TYPE OF POST-JUDGMENT MOTION	DATE OF DISPOSITION		
Month	Day	Year		Month	Day	Year

I. NATURE OF THE CASE: Without argument, briefly summarize the facts of the case.

Attorney has not gotten transcript as of this date.

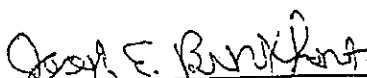
J. ISSUE(S) ON APPEAL: Briefly state the anticipated issues that will be presented on appeal. (Attach additional pages if necessary.)

Attorney has not gotten transcript as of this date.

... SIGNATURE:

02/16/2000

Date

  
Signature of Attorney/ Party Filing this Form

119

State of Alabama Unified Judicial System Form ARAP- 1C      8/91	<b>REPORTER'S TRANSCRIPT ORDER -- CRIMINAL</b> See Rules 10(c) and 11(b) of the Alabama Rules of Appellate Procedure (A.R. App.P.)	Criminal Appeal Number CR      99-0915
--	--	---

BE COMPLETED BY COUNSEL FOR THE APPELLANT OR BY THE APPELLANT IF NOT REPRESENTED AND FILED WITH THE WRITTEN NOTICE OF APPEAL OR FILED WITHIN 7 DAYS AFTER ORAL NOTICE OF APPEAL IS GIVEN.

☒ CIRCUIT COURT    ☐ DISTRICT COURT    ☐ JUVENILE COURT OF Montgomery COUNTY  
John Willie Minnifield, Appellant

V.    ☒ STATE OF ALABAMA    ☐ MUNICIPALITY OF \_\_\_\_\_

Case Number CC 99- 0327	Date of Judgment/Sentence/Order 02/07/2000
Date of Notice of Appeal Oral: 02/07/2000      Written: _____	Indigent Status Granted: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

**PART 1. TO BE SIGNED IF THE APPEAL WILL NOT HAVE A COURT REPORTER'S TRANSCRIPT:**

I CERTIFY THAT NO REPORTER'S TRANSCRIPT IS EXPECTED AND THAT THE RECORD ON APPEAL SHALL CONSIST OF THE CLERK'S RECORD ONLY. IF THE APPEAL IS FROM DISTRICT COURT OR JUVENILE COURT, I ALSO CERTIFY (1) THAT A STIPULATION OF FACTS WILL BE INCLUDED IN THE CLERK'S RECORD AND THAT THE APPELLANT WAIVES HIS RIGHT TO A JURY TRIAL IF SO ENTITLED; OR (2) THAT THE PARTIES HAVE STIPULATED THAT ONLY QUESTIONS OF LAW ARE INVOLVED AND THAT THE QUESTIONS WILL BE CERTIFIED BY THE JUVENILE/DISTRICT COURT FOR INCLUSION IN THE CLERK'S RECORD (SEE RULE 28(A)(1), ALABAMA RULES OF JUVENILE PROCEDURE, AND §12-12-72, CODE OF ALABAMA 1975).

Signature _____	Date _____	Print or Type Name _____
-----------------	------------	--------------------------

**PART 2. DESIGNATION OF PROCEEDINGS TO BE TRANSCRIBED.** Request is hereby made to the court reporter(s) indicated below for a transcript of the following proceedings in the above referenced case (see Rule 10(c)(2), Alabama Rules of Appellate Procedure (A.R. App.P.)):

**MARK PROCEEDINGS REQUESTED:**

A. ☒ **TRIAL PROCEEDINGS** - Although this designation will include the judgment and sentence proceedings, a transcript of the organization of the jury and arguments of counsel must be designated separately.

B. ☐ **ORGANIZATION OF THE JURY** - This designation will include voir dire examination and challenges for cause. Note that in noncapital cases the voir dire of the jury will not be recorded unless the trial judge so directs. (See Rule 19.4, ARCrP.)

C. ☐ **ARGUMENTS OF COUNSEL** - Note that in noncapital cases the arguments of counsel will not be recorded unless the trial judge so directs. (See Rule 19.4, ARCrP.)

**COURT REPORTER(S)**  
Jan Goss  
P. O. Box 1667  
Mont., AL 36102

**IN ADDITION TO ANY PROCEEDINGS DESIGNATED ABOVE, SPECIAL REQUEST IS HEREBY MADE TO INCLUDE THE FOLLOWING PROCEEDINGS IN THE REPORTER'S TRANSCRIPT PORTION OF THE RECORD ON APPEAL. (ATTACH ADDITIONAL PAGES IF NECESSARY):**

ADDITIONAL PROCEEDINGS REQUESTED	DATE	COURT REPORTER(S)
D. _____	_____	_____
E. _____	_____	_____
F. _____	_____	_____
G. _____	_____	_____

**IMPORTANT NOTICE:** The court reporter who reported the proceedings for which a transcript is requested must be identified on this form to be effective. Additionally, it is important to note that the appellant may not be permitted to raise any issue on appeal relating to any proceedings in the case that are not specifically designated on this form for inclusion in the reporter's transcript. A general designation such as "all proceedings" is not sufficient. (See Rule 10(c)(2), A.R.App.P.)

**PART 3. MUST BE SIGNED IF THE APPEAL WILL HAVE A COURT REPORTER'S TRANSCRIPT:**

I CERTIFY THAT I HAVE DISTRIBUTED THIS FORM AS SET OUT BELOW. I ALSO CERTIFY (1) THAT I HAVE MADE SATISFACTORY FINANCIAL ARRANGEMENTS WITH EACH COURT REPORTER LISTED ABOVE FOR PREPARING HIS OR HER PORTION OF THE REPORTER'S TRANSCRIPT HEREIN REQUESTED; OR (2) THAT THE APPELLANT PROCEEDED AT TRIAL AS AN INDIGENT AND THAT THAT STATUS HAS NOT BEEN REVOKED; OR, (3) THAT THE APPELLANT HAS BEEN GIVEN PERMISSION TO PROCEED ON APPEAL IN FORMA PAUPERIS.

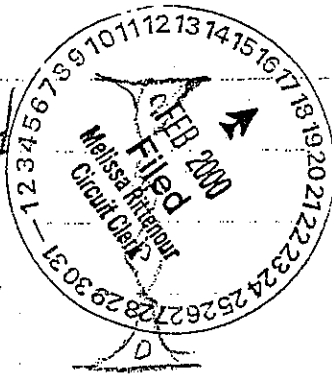
Signature <u>Joseph E. Burkhart</u>	Date <u>02/16/2000</u>	Print or Type Name <u>Joseph E. Burkhart</u>
-------------------------------------	------------------------	--

**DISTRIBUTION:** Original filed with Clerk of Trial Court and copies mailed to: (1) Clerk of the Court of Criminal Appeals, (2) the District Attorney, (3) the Attorney General or the municipal prosecutor in lieu of the District Attorney and the Attorney General if the appeal is from a municipal conviction, and (4) to each Court Reporter who reported proceedings designated for inclusion in the reporter's transcript.

John W. Minnifield  
Plaintiff

VS

State of Alabama  
Defendant



C.C. No. 99-327

C.C. No. Smg

## MOTION TO RECONSIDER SENTENCE

Come Now Plaintiff John W. Minnifield  
IN PRO/SE LITIGATION MOVES THIS  
HON. COURT TO RECONSIDER  
THE PREVIOUS SENTENCE IMPOSED  
HEREIN IN/ON ON GROUNDS  
THEREOF AS SHOWN AS FOLLOWS

1) HON COURT SENTENCE THE  
PLAINTIFF JOHN W. MINNIFIELD  
TO A TERM OF 20 YEARS ON  
1) COUNT OF STALKING.

2) THAT COURT DID NOT CONSIDER  
PRIOR FELONY. NON-VIOLENCE

3) ON JAN. 7th THE COURT KNEW  
OF PLAINTIFF REPUTATION IN



CONT.

THE COMMUNITY AND AS A MODERN CITIZEN. TAXPAYER AND/OR FAMILY MAN. WHOM HAD NO FELONIES IN OVER 20 YEARS.

4) THE PLAINTIFF REQUEST THAT HE BE GIVEN A SHORTER SENTENCE IN THIS MATTER. WHEREFORE PREMISE CONSIDERED THAT THIS HON. CT. RECONSIDER THE SENTENCE IMPOSED HERETOFORE AND RESENTENCE THE PLAINTIFF TO A LOWER SENTENCE FOR THE REASON SET FORTH ABOVE.

I CERTIFY THAT A COPY BE SERVED TO THE D.A. AND/OR CIV. CLERK THIS 16TH Day Feb. 2008  
PLAINTIFF John W. Winnifield

Witness \_\_\_\_\_  
Witness \_\_\_\_\_  
Witness \_\_\_\_\_

John W. Winnifield  
Plaintiff

vs

Montgomery Cir. Ct.

STATE OF ALA

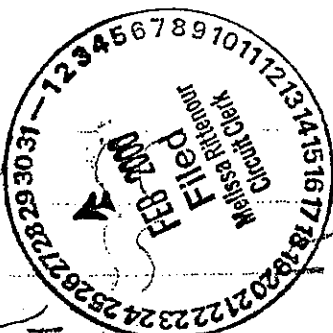
(Defendant)

Motion For/On

Correction of Jury Mistake

C. No 99-327

SMG



COME NOW PLAINTIFF, JOHN W. WINNIFIELD  
IN THE ABOVE STYLE FOR/ON CORRECTION  
OF PRO/SE LITIGATION MOTION THAT  
THE STATE OF ALABAMA, AND THE  
MONTGOMERY CIR. COURT DID WILLFULLY  
DEPRIVE PLAINTIFF JOHN W. WINNIFIELD  
OF DUE PROCESS IN THE JURY  
PROCESS SEE: VOL. 11 TITLE 12 TYLER  
VS STATE 207 ALA 129-92 501 4708  
(1921). 55 NAMES SHOULD HAVE BEEN  
ON JURY. SECTION 32 ACTS 1919 P 1039  
MIN VIST 30 SEE. TYLER VS STATE  
BROWN VS STATE 45 ALA APP 391 231  
SA 2ND 167 1970. ALSO SEE: REVERSIBLE  
ERROR CT DID NOT REVEAL A.K. JUNIOR  
NAME JONES VS STATE 52 ALA. APP.  
184 290 SA 2ND 251 1974.

## Argument

1) Ct. Did commit Reversible error in selection of jury.

2) Ct. Did Wilfully Deny Due Process in using illegal charges in City Proceeding. That were on Appeal Ct. Never Ruled on City Cases That were over 1 year old. Ct. did have ample time to Rule on motions but did not want used that evidence to convict.

3. There fore sentence should be vacated. Plaintiff should be given a new trial.

4) Ct. is Aware This is Not a case of Stalking. but merely a case of a cheating / Drug Addict. Whom is misleading the girls. but Plaintiff is not spoken so Ct. is using Plaintiff as a whipping post or boy. John W. Minnifield is not going to shut-up until he is given justice regardless how far he has to take it. See Sharkey Club over there. E.H. and how sat Nite until

22y break SUN MORNING. THIS IS  
YOUR ALL AMERICAN MOTHER AN/AR  
WIFE. SEE: Why she were put  
OUT OF SAFE HOUSE IN 99. Why  
WERE SHE THERE? SEE DAYTOWN  
AN/OR HOUSTON TEXAS P.D. ON CHECKS  
SEE PLASMA CENTER ON SELLING PLASMA  
SEE MONT. P.D. POLICE RECORD  
I PAID FOR MY CRIMES LONG AGO  
NOT HER. SHE IS MANIPULATING THIS  
C.T. SYSTEM. THE CT. IS AWARE  
OF IT. I PROVED I DID NOT STALK  
MY WIFE GOD KNOWS IT. AN THIS  
CT. KNOWS IT. THE JURY WERE  
STRUCK 9 WOMEN 3 MEN'S STATE  
STRUCK 8 MEN'S AN 1 WOMAN FROM  
THE LIST ALL OF THE BLACK MEN'S  
WHICH SHOW A PATTERN OF BIAS AN/  
OR RACIAL CONDUCT. CT. DID DENY  
PUTTING VICTIM BACK ON STAND AFTER  
SEVERAL WITNESSES TESTIFIED. SO  
SHE COULD BE CROSS EXAMINED  
ON EVIDENCE TO PROVE FACTS  
THAT SECURITY GUARDIAN VANCELI LIE  
ABOUT THE HIRING OF SECURITY



9T HUBURN VANCEAL did Wilfully  
ie about several warrants  
or complaints filed with city  
police, as of filing of complaint  
only (1) ONE warrant were filed  
for harassment, by her under  
13-A-690 General Comment, STATE  
vs Randall 669 So 2d 223 A.E.  
Crim. App. 1986. Must show act,  
or bad conduct or character.  
But in this case, state  
did mislead jury in 1 were to  
produce three lead witnesses  
not so. DEFENSE MERELY STATED TO  
JURY TO LISTING TO WITNESSES  
STATE MENT'S FACTS AND FICTION.  
SEE 13-A-692 DEFINITIONS. REAL  
DISTRESS CONSTITUTIONALLY PROTECT  
CONDUCT IS NOT INCLUDED WITHIN  
THE DEFINITION OF THIS TERM.  
HISTORY ACTS (1992), 2ND EX SESSION  
NO. 92-675 ACTS (1994) NO 94-305.  
PLAINTIFF JOHN W. MINNIFIELD WISH TO  
KNOW WHERE IS THE SCALE OF JUSTICE  
WHERE IS GOD? THE TRUTH? A PRUDENT

PERSON WITH LOGICS. THIS IS ENOUGH  
 TO MAKE THE POPE ANGRY.  
 JOHN W. MINNIFIELD IS A SCAPEGOAT  
 THAT BELIEVE IN JUSTICE. THE  
 SCALE IS UNBALANCE. THIS IS NOT  
 THE INTENT OF LAWMAKERS TO  
 USE JOHN MINNIFIELD, A RAILROAD OF  
 INJUSTICE BUT A BRIDGE OF HOPE.  
 WHERE IS THAT HOPE? WELL JOHN W  
 MINNIFIELD. SEEK JUSTICE. FROM MY  
 MOTHER GAVE SHE CRY OUT  
 FOR JUSTICE, FOR HER SON JOHN MINNIFIELD  
 TO BE FREE FROM THE SHACKLES  
 ON BARS HE TAIL AN/OR PRISON  
 LIFE. MY ACCUSER MUST BE GAD BE-  
 CAUSE THIS CANNOT BELIEVE IN HER  
 LIES. WHERE IS THE VIOLENCE, AN/OR ABUSE  
 IT CANNOT PRODUCE IT. WHERE IS VOWS  
 TO A WEDDING? IN GOD EYES JOHN MINNIFIELD  
 HAD (4) MONTHS TO DO VIOLENCE HARM  
 HE DID NOT. ET. IS NOT LOOKING AT THAT  
 BEFORE BEING LOCKED BACK UP ON  
 A LIE BY VIOLENCE MINNIFIELD, ET. DID NOT  
 CHECK HER RECORD FOR TRUTH. THIS  
 IS THE 12th AN/OR MOTHER WHOM

LOST HER KID'S TO HER MOTHER AND  
 THE COURT SYSTEM, THROUGH DESEDITION  
 DRUG PROSTITUTION SHE STILL HAVE  
 BABY GIRL HAS BEEN ADOPTED  
 BY SISTER IN MILITARY SEE SON  
 IN BEAUFORT TEXAS. MOTHER IN  
 TEXAS. OTHER SIBLING DENY VAN CIEL. THIS LT.  
 HAS NOT LISTING TO JOHN MINNIFIELD PLEA  
 OF INNOCENT. BUT A BLACK MAN THAT  
 TALKS TOO MUCH MOUTH FOR THE WHITE  
 WORLD SO HE MUST BE PUT AWAY. THAT  
 IS GORILLA LAW.

## CERTIFICATE OF SERVICE

I Swear The Above is True  
 And/or Correct To The Best  
 Of My Ability So Help Me God

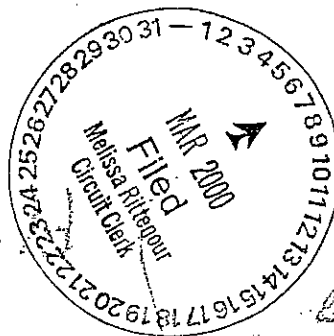
Plaintiff John Minnifield  
 Date This Feb - 28 - 2000

DENIED

DATE

RECEIVED

3-10-2000

SALLY GREENHAW  
CIRCUIT JUDGE

99-327

SMG

Motion for Rehearing  
 Come now in the above style  
 and/or cause Plaintiff John W. Minifie  
 in the above litigation. Motion that  
 the Plaintiff be given and/or  
 rehearing for a new trial to  
 wit: that Court is aware that  
 Plaintiff is not given justice.  
 From day 1 anyone Court is aware  
 Plaintiff should have not been  
 given opportunity to represent  
 himself even though he is  
 qualified or shown he were in  
 the past, even Court knew of  
 his mental instability in the  
 past, year by mental health and  
 Dr. Kirkland. Several years ago  
 Plaintiff were incarcerated at  
 Taylor Hardin in Tuscaloosa Ala  
 for over 2 months. Wife keep  
 telling Court of husband unstable  
 and erratic instability.



COURT did NOT USE BETTER  
JUDGEMENT IN REACHING ITS  
DECISION. TO LET PLAINTIFF  
REPRESENT HIMSELF DUE TO  
UNSTABLE MIND. PLAINTIFF John  
Winnifield HAVE AN APOY THIS  
MATTERS COURT RECONSIDER  
A RE-HEARING FOR A NEW TRIAL  
John W. Winnifield  
PLAINTIFF

I CERTIFY THAT THE ABOVE  
IS TRUE AND AT CORRECT TO  
THE BEST OF MY KNOWLEDGE  
SO HELP ME GOD

John W. Winnifield  
The 7 day of March  
# 2000



CC-99-327

John Minnifield

130

STATE'S EXHIBITS:

EXHIBIT NO. 1-AFFIDAVIT/COMPLAINT . . . . .	95
EXHIBIT NO. 2-AFFIDAVIT/COMPLAINT . . . . .	103
EXHIBIT NO. 3-AFFIDAVIT/COMPLAINT . . . . .	104
EXHIBIT NO. 4-TWO AUDIOCASSETTE TAPES . . . . .	304
EXHIBIT NO. 5-HANDWRITTEN LETTER . . . . .	114
EXHIBIT NO. 6-HANDWRITTEN NOTE ON SCRATCH PAPER	116
EXHIBIT NO. 7-HANDWRITTEN NOTE ON SCRATCH PAPER	117
EXHIBIT NO. 8-HANDWRITTEN NOTE ON PAPER . . . . .	118
EXHIBIT NO. 9-MIRANDA RIGHTS FORM . . . . .	299



MONTGOMERY MUNICIPAL COURT  
AFFIDAVIT/COMPLAINT

1  
OFFENSE: reckless Endangerment (DV) DATE: 11/14/98 131  
DEFENDANT'S NAME: John Minnifield  
DEFENDANT'S ADDRESS: 463 Empire Terrace WORK: 271-2200  
DEFENDANT'S PERSONAL DATA: RACE: N SEX: M DOB: 12-26-39 AGE: 58  
HT: 6'0 WT: 190 HAIR: BLK EYES: BRN OTHER: \_\_\_\_\_  
DATE AND TIME OF OFFENSE: 11-14-98 TIME: 10:40 (A.M.) P.M.  
PLACE OF OCCURRENCE: I-65<sup>(with)</sup> Between Monro. & Milbrook  
PERSON OR PROPERTY ATTACKED: Vonciel Minnifield  
HOW ATTACKED: husband tried to run me off the road in my car  
DAMAGE DONE OR INJURIES RECEIVED: mental stress  
VALUE OF PROPERTY: \_\_\_\_\_  
DETAILS: (PLEASE BE SPECIFIC)

I was taking my neighbor's son to Milbrook to pick up his son. My husband was also driving the Northeast Blvd @ the time & spotted us. He started yelling "I'm going to kill you". I switched from the Downtown exit to the Milbrook exit (I-65 north) & my husband crossed traffic, running

(CONTINUE ON BACK IF NECESSARY)

I make this affidavit for the purpose of securing a warrant against the said defendant, I understand that I am instituting a criminal proceeding and cannot drop the charges. I further understand that if any of the foregoing facts are untrue, I may, in addition to the other punishment provided by law be taxed with court costs in this proceeding. State of Alabama, City of Montgomery

COMPLAINANT'S NAME: Vonciel Minnifield If Patrick J. Murphy, Clerk of the Montgomery Municipal Court, hereby certify that this is a true and correct copy of the original document on file in this office.  
COMPLAINANT'S HOME ADDRESS: \_\_\_\_\_  
COMPLAINANT'S WORK ADDRESS: \_\_\_\_\_  
COMPLAINANT'S PHONE NO. (Home) \_\_\_\_\_ (Work) \_\_\_\_\_ (Other) \_\_\_\_\_

WITNESS(ES): Tim Brown, Jr. Name & Address  
2213 Upper Wetmore Rd #3  
Montg, AL 36107 Patrick J. Murphy Municipal Court Clerk  
COMPLAINANT'S SIGNATURE: Vonciel Minnifield

Sworn to and subscribed before me at the City of Montgomery, day of November, 1998

DEFENDANT IN CUSTODY: YES NO XX

Marlene D. Hupkins  
MAGISTRATE  
MONTGOMERY MUNICIPAL COURT

Details continued):

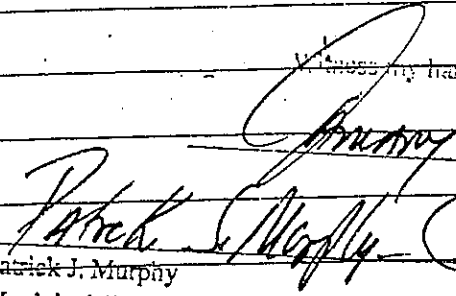
132

1 car off the road & followed me. He then proceeded  
telling "I'm going to kill you & tried twice  
to run me off the road into the ditch.  
I then took the median across to I-65  
South to head to the Montg. Police dept.,  
My husband was left on I-65 north  
w/ traffic stopped.

State of Alabama, City of Montgomery

I, Patrick J. Murphy, Clerk of the Montgomery Municipal Court, hereby  
certify that this is a true and correct copy of the original document on file  
in this office.

Witness my hand this the 12 day of

  
Patrick J. Murphy (9)  
Patrick J. Murphy  
Municipal Court Clerk  
City of Montgomery

## HARASSMENT

DATE: 10-30-133

OFFENSE:

DEFENDANT'S NAME: John MinnifieldDEFENDANT'S ADDRESS: 463 Empire Terrace WORK: 271-2200DEFENDANT'S PERSONAL DATA: RACE: N SEX: M DOB: 12-26-39 AGE: 58HT: 6'0" WT: 190 HAIR: BLK EYES: BRN OTHER: \_\_\_\_\_DATE AND TIME OF OFFENSE: 10-30-98 TIME: 12:15 (A.M.) ✓ P.P.PLACE OF OCCURRENCE: 2213 Upper Wetumpka Rd. #31PERSON OR PROPERTY ATTACKED: Vonciel Minnifield, Dana Cook, Ashley Cook, & HALEYHOW ATTACKED: Property door Kicked in / Bedroom window broken, Dana Cook slappedDAMAGE DONE OR INJURIES RECEIVED: 4 swung (2) w/ AXE, Ashley Cook pushed Vonciel MinVALUE OF PROPERTY: pushed, choked, shoved through window, chased w/ AXEDETAILS: (PLEASE BE SPECIFIC) ?

My husband, John Minnifield came to my home around 11:00 p.m. 10-30 & knocked on the door, in which I gave no response. My children & I went back to sleep & my husband came back a second time in which there was no response. John then sent a note to my door to ask for the vacuum cleaner. I told him that my husband was not suppose to be on the property - to please call the police, because my cellular phone would not get tower clearance inside the apartment. My husband returned about 12:00 a.m. and insisted that I open the door. He then proceeded

(CONTINUE ON BACK IF NECESSARY)

I make this affidavit for the purpose of securing a warrant against the said defendant, I understand that I am instituting a criminal proceeding and cannot drop the charges. I further understand that if any of the foregoing facts are untrue, I may, in addition to the other punishment provided by law be taxed with court costs in this proceeding. State of Alabama, City of Montgomery

COMPLAINANT'S NAME: Vonciel MinnifieldCOMPLAINANT'S HOME ADDRESS: 2213 Upper Wetumpka Rd. #31COMPLAINANT'S WORK ADDRESS: 770 Washington Ave. #204COMPLAINANT'S PHONE NO. (Home) NONE (Work) 269-6090 (Other) \_\_\_\_\_WITNESS(ES): Rosebud

Name &amp; Address

2213 Upper Wetumpka Rd. #31Montgomery, AL 36107day of October, 1998

I, Patrick J. Murphy, Clerk of the Montgomery Municipal Court, hereby certify that this is a true and correct copy of the original document on file in this office.

COMPLAINANT'S SIGNATURE: Vonciel Minnifield

STATE'S EXHIBIT

State of Alabama, City of Montgomery, My husband  
 & I Patrick J. Murphy, Clerk of the Montgomery Municipal Court, hereby  
 certify that this is a true and correct copy of the original document on file  
 in the Clerk's Office.

\_\_\_\_\_ day of \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Patrick J. Murphy  
 Municipal Court Clerk  
 City of Montgomery



## AFFIDAVIT (COMPLAINT)

RECKLESS ENDANGERMENT (DV)

DATE: 10-30-98

OFFENSE:

ENDANT'S NAME: John MinnifieldDEFENDANT'S ADDRESS: 463 Empire Terrace WORK: 271-2200DEFENDANT'S PERSONAL DATA: RACE: N SEX: M DOB: 12-26-39 AGE: 58HT: 6'0" WT: 190 HAIR: BLK EYES: BRN OTHER: \_\_\_\_\_DATE AND TIME OF OFFENSE: 10-30-98 TIME: 12:15 (A.M.) ✓ P.M.PLACE OF OCCURRENCE: 2213 Upper Wetumpka Rd. #31PERSON OR PROPERTY ATTACKED: Vanciel Minnifield, Dana Cook, Ashley Cook & ABOVEHOW ATTACKED: Property door Kicked in / Bedroom window broken, Dana Cook slappedDAMAGE DONE OR INJURIES RECEIVED: 4 swung @ w/ AXE, Ashley Cook pushed Vanciel MinVALUE OF PROPERTY: pushed, choked, shoved through window, chased w/ AXEDETAILS: (PLEASE BE SPECIFIC) ?

My husband, John Minnifield came to my home around 11:00 p.m. 10-30 & knocked on the door, in which I gave no response. My children & I went back to sleep & my husband came back a second time in which there was no response. John then sent a message to my door to ask for the vacuum cleaner. I told him that my husband was not suppose to be on the property - to please call the police, because my cellular phone would not get tower clearance inside the apartment. My husband returned about 12:00 A.M. and insisted that I open the door. He then proceeded

(CONTINUE ON BACK IF NECESSARY)

I make this affidavit for the purpose of securing a warrant against the said defendant, I understand that I am instituting a criminal proceeding and cannot drop the charges. I further understand that if any of the foregoing facts are untrue, I may, in addition to the other punishment provided by law be taxed with court costs in this proceeding.

COMPLAINANT'S NAME: V. Patrick I. Murphy Clerk of the Montgomery Municipal Court, hereby certify that this is a true and correct copy of the original document of file #31  
 COMPLAINANT'S HOME ADDRESS: 2213 Upper Wetumpka Rd. #31  
 COMPLAINANT'S WORK ADDRESS: 770 Washington Ave. 36104  
 COMPLAINANT'S PHONE NO. (Home) NONE (Work) 271-6090 (Other) \_\_\_\_\_

WITNESS(ES): Rosebud Janey 2000  
 Name & Address  
DANA Cook (14) 2213 Upper Wetumpka Rd. #11  
ASHLEY Cook (12) 2213 Upper Wetumpka Rd. #31  
13 Upper Wetumpka Rd. #31  
Montgomery, AL 36104  
 COMPLAINANT'S SIGNATURE: V. Patrick I. Murphy  
 Municipal Court Clerk

Subscribed and sworn to and subscribed City of Montgomery this 30 day of OCTOBER, 1998

STATE'S EXHIBIT

(Details continued):

**DOMESTIC VIOLENCE**

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to kick my front door in. My daughter DANA  
 to get the hammer, & AS he saw her getting  
 the hammer he slapped her to the ground  
 & grabbed me by the neck & pushed me to  
 the wall. As my 2 daughters tried to get him off  
 he reached for what I thought was A gun, b  
 turned out to be AN AXE - which he pulled ou  
 & swung @ my oldest daughter & myself. We  
 ended up in the bedroom through tusseling &  
 my husband pushed me to the window in  
 which I went partially through. He turned to my  
 daughter AS she locked in the bathroom. DANA &  
 I went through the window AS he turned  
 back towards us w/ the AXE up towards us.  
 JOHN turned & came through the front door AS DANA  
 I & we coaxed ASHLEY out of the bathroom.  
 JOHN then chased me around the apartment  
 complex twice w/ the AXE until the police arri  
 During the chase he managed to crush my  
 cellular phone. Somewhere in the parking  
 lot which he took from my apartment.  
 During the course of this altercation my husband  
 JOHN told my daughter DANA & myself that  
 he would kill us.

State of Alabama, City of Montgomery  
 Patrick J. Murphy, Clerk of the Montgomery Municipal Court, hereby  
 certify that this is a true and correct copy of the original document on file  
 in this office.

Witness my hand this the 27 day of June 2008

Patrick J. Murphy

Patrick J. Murphy  
 Municipal Court Clerk  
 City of Montgomery

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STATE'S  
EXHIBIT

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Wed 11/18/98  
3:31 am

Dear Vonciel

How are you and the Girls?  
Baby we been through Enough the  
all of us special the Girls I  
surrender. you all do not have to  
run and hide no more put the  
Girls back in school and you  
can work and enjoy yourself  
peacefully you and your airman  
friend if I wanted to harm you  
I know where you are staying  
you ask me to get help your  
wish has been granted I am taking  
counseling at the Family Guidance  
center once a week. I am  
also in alcohol & A-A. baby it  
hurt me so bad when I  
hurt the kids I am sorry  
I hurt either of you but life  
must go on if you wish I will  
sign the Divorce papers, if this  
what you want. I will always love  
you and the kids I won't hurt  
are stand in your way just  
let the kids know I love  
them and you always my  
Beautiful Babies your husk

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Mrs. Verciel Minnifield

C/o Playa Grill  
530 Washington St  
Monte Carlo

Pls. it is never  
to late for us

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STATE'S  
EXHIBIT

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140

E-22  
You Better see me today

141

STATE'S  
EXHIBIT

7

142

TONight  
ON T/1 be AT Home  
1130

NOW THE WAR 143  
IS ON GERM EATING  
PICTURE DO NOT lie

STATE'S  
EXHIBIT

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City of Montgomery, Alabama  
Department of Police

STATE'S  
EXHIBIT

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JOHN WILLIE MINNIFIELD, B/M AGE 58 (EDUCATIONAL LEVEL 3YRS COLLEGE)

NAME

PAB

PLACE

11/23/98

DATE

1645 HOURS

TIME

STALKING

CHARGE

Before asking you any questions, I must explain to you that you can remain silent. that anything you say can be used against you in court, that you can talk to a lawyer first and that you have the right to the advice and presence of a lawyer even though you cannot afford to hire one. If you cannot afford to hire a lawyer and want to have one present during interrogation, the Court will appoint one before we question you. If you want to answer questions now, you can do so, but you can stop at any time.

Det. P. Jones #0007  
OFFICER

I fully understand the foregoing statement and do willingly agree to answer questions. I understand and know what I am doing. No promise or threats have been made to me by anyone and no pressure of any kind has been made against me by anyone.

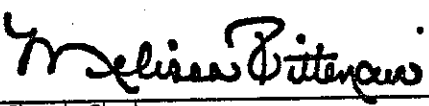
WITNESSES:

\_\_\_\_\_  
\_\_\_\_\_

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State of Alabama Unified Judicial System Form ARAP- 14 11/91	<b>CERTIFICATE OF COMPLETION AND TRANSMITTAL OF RECORD ON APPEAL BY TRIAL CLERK</b>	Appellate Case Number CC 99-327
TO: THE CLERK OF THE COURT OF CRIMINAL APPEALS OF ALABAMA		DATE OF NOTICE OF APPEAL: 2-7-00 ORAL
APPELLANT JOHN WILLIE MINNIFIELD		
V. STATE OF ALABAMA		
<p>I certify that I have this date completed and transmitted herewith to the appellate court the record on appeal by assembling in (a single volume of _____ pages) ( _____ volumes of 200 pages each and one volume of _____ pages) the clerk's record and the reporter's transcript and that one copy each of the record on appeal has been served on the defendant and the Attorney General of the State of Alabama for the preparation of briefs.</p> <p>I certify that a copy of this certificate has this date been served on counsel for each party to the appeal.</p> <p>Dated this <u>10th</u> day of <u>March</u>, <del>19</del> 2000</p> <p> _____ Circuit Clerk MONTGOMERY COUNTY</p>		